

November 9, 2021

# Department of Justice FY23 Budget Request

# DOJ Leadership

- Chief Deputy Attorney General Alex Mackler
- Administrative Division - Chief of Staff Rob Coupe
- Criminal Division - State Prosecutor AJ Roop
- Civil Division – State Solicitor Aaron Goldstein
- Family Division – Division Director Abby Rodgers
- Fraud and Consumer Protection Division –  
Division Director Owen Lefkon
- Division of Civil Rights and Public Trust –  
Division Director Mark Denney



# DOJ Values

We believe in

- Outstanding legal service for the State
- Protecting children
- Protecting the public
- Civil rights
- Public trust
- Delivering value to the State
- And the staff who make this possible



# DOJ Budget Request

DOJ produces \$3 for every \$1 in our Budget

**FY22 Request:**                      **\$40,999.3 GF**  
**\$12,481.4 ASF**

**FY23 Request:**                      **\$44,436.9 GF**  
**\$13,428.6 ASF**

# DOJ Personnel

- 90.8% of GF spending is personnel (FY22 base)
  - Currently have 547 employees
    - 254 attorneys
    - 67 paralegals
    - 75 administrative support staff
    - 31 victim service specialists & social workers
    - 43 investigators
    - 77 other staff positions

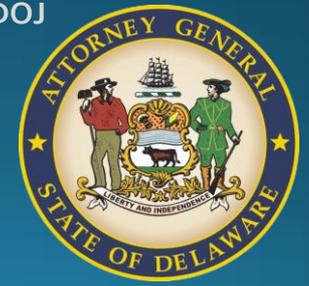
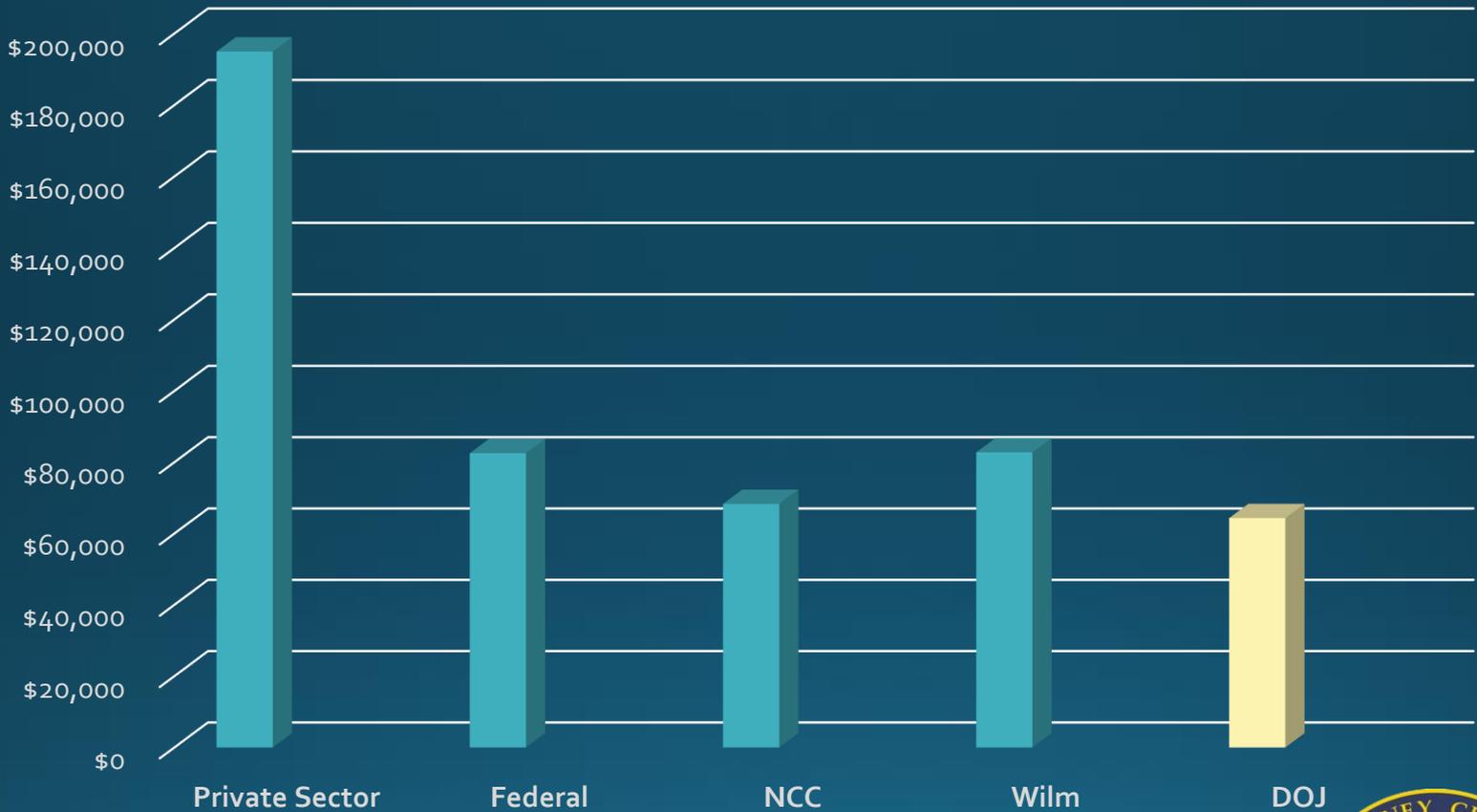


# Funding for DAG Salary Increases

- Request to Fund Proposed Revisions to Selective Market Variation (SMV) Pay Table for Attorneys and Public Defenders
- Current SMV Pay Table was established in FY2000
- Private Sector First Year Attorney salary nearly \$195,000
- SMV Pay Table for DOJ and ODS First Year \$64,337
  
- FY23 Request: \$1, 573.3 GF



# 1<sup>st</sup> Year Attorney Salary Comparison



# Division of Civil Rights & Public Trust

- The Division has four main responsibilities: the Civil Rights and Hate Crime, Public Corruption and Public Trust, Use of Force, and the Office of Immigration Assistance.
- It is staffed by four deputies, four investigators, one paralegal, and two other support staff members.
- Since 2019, DCRPT has indicted or convicted 15 public officials, conducted 11 Police Use of Force investigations, and revamped its role in combatting hate crimes, which doubled from 2019 to 2020.



# Investigator – Use of Force Cases

- Investigator will support investigations of Police Use of Force matters
- Join rotation of 24/7 on-call investigators that respond to any police involved shootings
- FY23 Request: 1.0 FTE, \$79.4 GF personnel costs

Division of Civil Rights & Public Trust



# Investigator – Public Corruption

- Public corruption entails all official misconduct by every state employee, every police officer and every public or elected official
- These investigations are often conducted at the onset by DCRPT
- FY23 Request: 1.0 FTE, \$79.4 GF

Division of Civil Rights & Public Trust



# Administrative Specialist

- Would assist with constituent calls, case-tracking, correspondence with Courts, attorneys and stakeholders
- DCRPT only Division at DOJ operating without an Administrative Assistant
- FY23 Request: 1.0 FTE, \$60.5 GF

Division of Civil Rights & Public Trust



# Social Worker

- Support victims as per the Victim Bill of Rights
- Maintain contact with Victims throughout process and assist in connecting with available support services
- FY23 Request: 1.0 FTE, \$60.5 GF

Division of Civil Rights & Public Trust



# Fraud & Consumer Protection Division

- The Fraud and Consumer Protection Division is responsible for protecting Delaware consumers, investors, patients, and others from fraud, deception, and unfair practices by business and others. It also protects consumers regarding loans, credit cards, and other credit products and against unfair debt collection practices.
- In 2018, we received 23 notices of data breaches. That number more than doubled by 2020, and we are on track for a new record in 2021.



# Technology Enforcement DAG

- Will allow the CPU to address internet, social media and data privacy concerns
- Protect Delawareans from abuses of their data
- Provide dedicated DAG to review and investigate data breaches pursuant to Delaware's Computer Security Breaches Act (Title 6, Chapter 12B)
- FY23 Request: 1.0 ASF FTE DAG, \$141.4 ASF

Fraud & Consumer Protection Division



# Elder Abuse DAG (Consumer Protection)

- Will oversee and prosecute consumer protection cases affecting seniors and vulnerable adults
- First step to build a more robust elder justice response
- FY23 Request: 1.0 ASF FTE DAG, \$141.4 ASF

# Financial Exploitation DAG (Investor Protection)

- Will oversee and prosecute investor protection cases affecting seniors and vulnerable adults
- Focus on senior Financial Exploitation matters
- FY23 Request: 1.0 ASF FTE DAG, \$138.1 ASF



# Workers' Rights DAG (White Collar Crime Unit)

- Will oversee and prosecute criminal cases and other non-administrative civil cases affecting workers' rights
- Would include violations of prevailing wage, workplace fraud, contractor registration and wage and hours laws
- FY23 Request: 1.0 ASF FTE DAG, \$141.4 ASF

Fraud & Consumer Protection Division



# Criminal Division

- The Criminal Division prosecutes adult criminal cases ranging from misdemeanors to murders.
  - The Internet Crimes Against Children Task Force (ICAC) exists to proactively investigate and prevent the distribution of child pornography on the Internet and to investigate and prosecute sexual predators who solicit victims on Internet chat rooms, forums, and social media.
  - The Community Engagement Unit was created to encourage collaboration with communities statewide to prevent and reduce crime, break down barriers, and build trust with the communities we serve.



# Child Predator Task Force Investigator

- This investigator will join the Task Force to assist with an increase in cases.
- Oct 2021 Apple began scanning for and reporting Child Sexual Abuse Material (CSAM) on Apple devices using the iCloud.
- Cases with a Delaware nexus are forwarded as Cyber Tips to the Internet Crimes Against Children (ICAC) unit in the Delaware Child Predator Task Force.
- Apple iOS users account for 52 to 65% of all smart phone users in the United States.
- Cyber Tips will increase significantly from the 732 Cyber Tips received in 2021 (projected estimate).
- FY23 Request: 1.0 FTE, \$79.4 GF

Criminal Division



# Community Engagement Social Worker

- Social worker will work with the DOJ Community Engagement Unit
- Support individuals and families impacted by crime and gang violence
- Work with the community to build trust and strengthen relationships to support successful prosecution
- FY23 Request: 1.0 FTE, \$60.5 GF

Criminal Division



# Kent County Homicide DAG

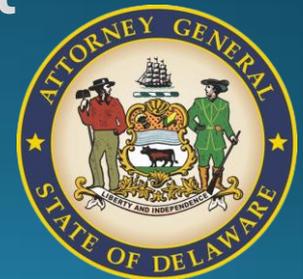
- Would be the first dedicated Homicide DAG in Kent County
- Seeing an increase in homicides and shootings in Kent County
- Kent County Homicides – 5 in 2018, 7 in 2019 and year to date in 2021 there have been 12 homicides
- FY23 Request: 1.0 FTE, \$138.1 GF

Criminal Division



# Family Division

- Family Division attorneys work in tandem with partners from the Division of Family Services and the Division of Child Support Services, as well as the Family Court System. The Division is responsible for representing the State of Delaware in all juvenile delinquency and truancy matters.
- The Child Protection Unit helped draft the CIP Parent Attorney Handbook to be used by contract attorneys assigned to represent parents in Dependency/Neglect cases.



# Juvenile Delinquency & Truancy Social Worker

- Assist victims through the criminal prosecution process
- Support victims as per the Victim Bill of Rights
- Will play an important role in the Early Case Resolution initiative
  
- FY23 Request: 1.0 FTE, \$60.5 GF

## Dependency and Neglect DAG

- Child Protection Unit seeing increase in dependency/neglect cases
- DAG's caseloads currently average over 65 cases each
- DAGs in the unit are also responsible for training DFS workers on Dependency/Neglect and Substantiation related topics
  
- FY23 Request: 1.0 FTE, \$60.5 GF

Family Division



# Administrative Division

- The Division provides core administrative services essential to the day-to-day operations, allowing the Office to achieve its mission of providing legal services to state agencies, prosecuting crime, and attending to the wellbeing of the state.
- Our IT team is comprised of six people and our HR team is only four. Both teams cover 547 employees.



# Telecom/Network Tech IV – Information Technology (IT)

- Increased dependency on Information Technology (IT) functions after the pandemic
- DOJ current ratio is approximately 1 IT Technician to support 109 employees
- Current IT Unit staffing: 1 Supervisor, 3 FTE Technicians and 2 Casual Seasonal Technicians
- FY23 Request: 1.0 FTE, \$71.0 GF



# Training/Education Administrator

- Position needed to coordinate training for the almost 550 employees of the DOJ
- Would also assist with Recruiting responsibilities
- FY23 Request: 1.0 FTE, \$75.0 GF

# Special Investigator

- Position will provide executive protection services to the Attorney General
- Would also assist with Special Investigations
- FY23 Request: 1.0 FTE, \$79.4 GF

Administrative Division



# Civil Division

- The Civil Division provides legal advice, counsel, and both affirmative and defensive litigation services to every aspect of the State of Delaware's enterprise, including all three branches of state government.
- The division provided wrap-around legal support for each of the Governor's emergency orders and maintained primary responsibility for ensuring that the State of Delaware, and each of its agencies complied with the eligibility requirements of the Coronavirus Relief Funds (CRF) provided to Delaware through the CARES Act.



# Next Up

- Door Opener - Position Annualizations
- Consumer Protection Fund Spending Authority
- Capital Budget Request
- Non-Profit's Passthrough Requests



# Door Opener - Position Annualizations

- **\$160.8 GF**
  - 1.0 GF FTE Legal Assistant III
  - 5.0 GF FTE's DAG V Intermediate
- 
- **\$1,745.1 GF**
  - Body Worn Camera FTE Positions and a Clean Slate FTE request technical adjustment for annualization



# Consumer Protection Fund Authority Increase

- Seeking an increase of \$800,000 in spending authority for Consumer Protection Fund
- Current CPU budget of \$1.9 million does not cover salary commitments of employees
- FY23 Request: \$800.0 ASF



# Capital Budget Request

- 4<sup>th</sup> Floor 900 King Street Office Renovation
- Project will provide for a reconfiguration of DOJ Space
- Will add 8 offices needed to accommodate growth of units
  
- FY23 Request: \$400.0 GF



# Passthrough Requests

- Critical part of domestic violence services in Delaware
- People's Place II (K&S) – 3 shelters, hotline, victim counseling, counseling to children, treatment for offenders
- Child, Inc. (NCC) – shelter, hotline, victim counseling, counseling to children, treatment for offenders
- FY23 Recommendation: People's Place - \$904,300  
Child Inc. - \$848,736



